

***** UNITED STATES DISTRICT COURT *****

NORTHERN

DISTRICT OF

NEW YORK

JUDGMENT IN A CIVIL CASE

DOCKET NO. 1:09-cv-621 (GLS/DRH)

SHEAR CONTRACTORS, INC.

v.

**SHEAR ENTERPRISES & GENERAL
CONTRACTING and THOMAS SHEAR**

_____ **JURY VERDICT.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

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DECISION BY COURT. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED, that plaintiff Shear Contractors' motion for a temporary restraining order (Dkt. No. 25) is **DENIED**. That defendants Shear Enterprises and Thomas Shear's motion for summary judgment (Dkt. No. 29) is **GRANTED** and Shear Contractors' complaint is **DISMISSED**. That Shear Enterprises' request for attorneys' fees is **DENIED**, in accordance with the Memorandum-Decision and Order issued by U.S. District Judge Gary L. Sharpe on November 16, 2010.

November 17, 2010

LAWRENCE K. BAERMAN
CLERK OF THE COURT

BY: S/

DEPUTY CLERK
John Law